

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

NATIONAL FIRE INSURANCE COMPANY	:	
OF HARTFORD and	:	
CONTINENTAL CASUALTY COMPANY,	:	Civil Action. No. 1:21-cv-01966
	:	(Chief Judge James K. Bredar)
Plaintiffs,	:	
v.	:	
	:	
MORABITO CONSULTANTS, INC.,	:	
Defendant.	:	

**DEFENDANT MORABITO CONSULTANTS, INC.’S MOTION TO DISMISS
PURUSANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(b)(7) OR, IN THE
ALTERNATIVE, TO DECLINE JURISDICTION OVER THIS ACTON OR STAY THIS
ACTION PENDING THE RESOLUTION OF A SIMILAR INSURANCE COVERAGE
ACTION PENDING IN FLORIDA STATE COURT**

Defendant Morabito Consultants, Inc. (“Morabito”), by and through its counsel, McNees Wallace & Nurick LLC, files this Motion to Dismiss Pursuant to Federal Rule of Civil Procedure 12(b)(7), or, in the Alternative, to Decline Jurisdiction over this Action or Stay this Action Pending the Resolution of a Similar Insurance Coverage Action Pending in Florida State Court.

In support of this Motion, Morabito incorporates by reference its Brief in Support of its Motion to Dismiss, which is being filed contemporaneously herewith.

WHEREFORE, Morabito respectfully requests that the Court grant this Motion to Dismiss and enter an order in the form attached herewith.

Respectfully submitted,

McNEES WALLACE & NURICK LLC

By /s/ Paul D. Rose, Jr.
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Counsel for Defendant Morabito Consultants, Inc.

Dated: October 5, 2021

CERTIFICATE OF SERVICE

I, Paul D. Rose, Jr., Esquire, hereby certify that a true and correct copy of the foregoing document was served upon the following through the Court's ECF system:

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